

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

LAURIE GILBERT,
Plaintiff,

v.

JOHN HEGGARTY and TIMOTHY DUBE,
Defendants.

Civil Action No. 05-10746-RWZ

**LIST OF ANTICIPATED WITNESSES AND EXHIBITS OF
DEFENDANTS JOHN HEGGARTY AND TIMOTHY DUBE**

Pursuant to F.R.Civ.P. 26(a)(3) the Defendants, John Heggarty and Timothy Dube, make the following pre-trial disclosures.

I. ANTICIPATED WITNESSES

Defendants' list of anticipated witnesses includes the following:

1. Timothy Dube
Lawrence Police Department
90 Lowell Street
Lawrence, MA 01840
(978) 794-5800
2. John Heggarty
Lawrence Police Department
90 Lowell Street
Lawrence, MA 01840
(978) 794-5800
3. Carlos Cuerva
Lawrence Police Department
90 Lowell Street,
Lawrence, MA 01840
(978) 794-5800

4. Daniel Fitzpatrick
Lawrence Police Department
90 Lowell Street
Lawrence, MA 01840
(978) 794-5800
5. Michael Montecarvo
Lawrence Police Department
90 Lowell Street
Lawrence, MA, 01840
(978) 794-5800
6. Brenda Bartlett
Lawrence Police Department
90 Lowell Street
Lawrence, MA 01840
(978) 794-5800
7. Alan Andrews
Lawrence Police Department
90 Lowell Street
Lawrence, MA 01840
(978) 794-5800
8. Laurie Gilbert

Defendants, John Heggarty and Timothy Dube reserve the right to call additional witnesses, if necessary.

II. ANTICIPATED EXHIBITS

The defendants propose to offer the following exhibits:

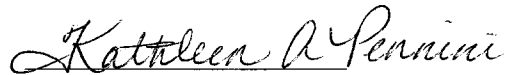
- a) Booking Report, dated March 12, 2002, for Laurie Gilbert
- b) Lawrence Police Department Evidence Log from the March 18, 2002
arrest of Laurie Gilbert;
- c) Evidence results
- d) Application for a criminal complaint against Laurie Gilbert, dated March
18, 2002;

- e) Criminal docket entries regarding Commonwealth of Massachusetts v. Laurie Gilbert, Lawrence District Court, Docket No. 0218 CR 2002.
- f) Booking Report, dated March 18, 2002, concerning the booking of Laurie Gilbert;
- g) Incident Report, dated March 18, 2002
- h) Medical Report of Jason McLeod from Merrimack Valley Hospital, dated March 17, 2002
- i) Various medical reports of Laurie Gilbert
- j) Gilbert's Affidavit in support of the Motion to Suppress Evidence in Commonwealth of Massachusetts v. Laurie Gilbert, Lawrence District Court, Docket No. 0218 CR 2002
- k) Motion to Suppress Evidence in Commonwealth of Massachusetts v. Laurie Gilbert, Lawrence District Court, Docket No. 0218 CR 2002
- l) The Internet Movie Database (IMDb.com) biographical information of Brad Garrett
- m) The Internet Movie Database (IMDb.com) biographical information of Ray Romano
- n) Plaintiff's Responses to the Defendants' First Set of Interrogatories
- o) Plaintiff's Responses to the Defendant's First Request for the Production of Documents
- p) Assorted pleadings from case in Pike County Court of Common Pleas, Case No. 460-2003
- q) Overtime slip for Brenda Bartlett for March 18, 2002

- r) Massachusetts General Laws, Chapter 269 § 10
- s) Transcript of October 1, 2002 Motion to Suppress Hearing in
Commonwealth of Massachusetts v. Laurie Gilbert, Docket No. 0218 CR
2002.

Defendants, John Heggarty and Timothy Dube reserve the right to add to, supplement
and/or modify the Exhibit List, if necessary.

Respectfully submitted,
For the Defendants,
**JOHN HEGGARTY and
TIMOTHY DUBE,**
By their attorneys,




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Kathleen A. Pennini
B.B.O. # 654573
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Boston, MA 02108
(617) 723-9777

CERTIFICATE OF SERVICE

I, Kathleen A. Pennini, hereby certify that I have sent, via electronic filing and first-class
mail, this document to:

Richard N. Foley, Esq.
414 State Street
Portsmouth, NH 03801

August 18, 2006



Kathleen A. Pennini